

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

UNITED STATES OF AMERICA)
)
 v.) CR. NO. 2:07cr28-MEF
)
CLARENCE EARL BIVINS)

MOTION FOR ORDER DIRECTING THE UNITED STATES
MARSHAL TO RELEASE CUSTODY OF PRISONER

Comes now the United States of America, by and through Leura G. Canary,
United States Attorney for the Middle District of Alabama, and moves this Honorable Court for
an order directing the United States Marshal, Middle District of Alabama, to release from their
custody Clarence Earl Bivins, into the custody of Robert Thornton/ABI and Bret Hamilton/DEA,
from December 12, 2007, through January 31, 2008, so that said agents can take such prisoner
into custody without the necessity of the presence of a Deputy United States Marshal. We further
move the Court to enter an order directing Robert Thornton and Bret Hamilton to return said
prisoner into the custody of the United States Marshals Service when they have finished with
him.

Respectfully submitted this the 11th day of December, 2007.

Respectfully submitted,

LEURA G. CANARY
UNITED STATES ATTORNEY

/s/Tommie Brown Hardwick
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CERTIFICATE OF SERVICE

I hereby certify that on December 11, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: William R. Blanchard, Esq.

Respectfully submitted,

/s/Tommie Brown Hardwick
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ORDER

Upon consideration of the government's motion for release of prisoner filed on December 11, 2007, and for good cause, it is

ORDERED that the motion be and hereby is GRANTED.

It is further ORDERED that the United States Marshals Service shall release custody of Clarence Earl Bivins from December 12, 2007, through January 31, 2008, so that said agents can take such prisoner into custody without the necessity of the presence of a Deputy United States Marshal. It is also

ORDERED that Robert Thornton/ABI and Brett Hamilton/DEA, shall return said prisoner into the custody of the United States Marshals Service when they have finished with him.

DONE this _____ day of December, 2007.

UNITED STATES MAGISTRATE JUDGE